

Attorney Docket No. YAMAP0398USD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Applicant: Miyamoto et al.
Express Mail: ER054906053US
Filed: November 13, 2002
For: OPTICAL INFORMATION MEDIUM AND METHOD AND APPARATUS FOR FABRICATING SAME
Art Unit: Not Yet Known
Examiner: Not yet known

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1345

Sir:

1. Pursuant to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the patents, pending applications, publications and other information listed on the attached PTO-1449. A copy of each listed document is enclosed except for: (a) pending applications or (b) those previously cited or submitted to the Office in the following application(s) upon which this application relies for an earlier filing date under 35 U.S.C. 120:

Serial No.: 10/288,204 _____
Filing Date: 11/05/02 _____

Regarding any document, publication or other information for which a date is not given on the attached PTO-1449, Applicant(s) believe(s) the same may qualify as "prior" art to this application and should be treated accordingly, although Applicant(s) reserve(s) the right to contest the prior art status of any document, publication or information, should issue arise.

2. Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-1449 or a concise explanation of the relevance of the document is set forth in the following document(s):

- (a) ☐ Copy of each English language version of a search report indicating the degree of relevance found by the foreign office of each document being submitted from the search report.
- (b) ☐ Attachment entitled "Concise Explanation of Relevance of Non-English Language Documents".

3. Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed (one must be checked):

- (a) ☒ Within 3 months of the filing date, date of entry into the National Stage, or filing date of CPA.
- (b) ☐ Before the mailing date of a first Office Action on the merits. If this Statement is not filed before the mailing date of a first Office Action on the merits, the required certification is given below or, in the absence thereof, the Office is authorized to charge the required fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 18-0988 for consideration of this Statement.
- (c) ☐ Before the mailing date of a first Office Action on the merits after a first or second submission after final rejection under 37 C.F.R. 1.129(a).

(d) ___ After the period set forth in 37 C.F.R. 1.97(b) but before the mailing date of either a final action or a notice of allowance.

(1) ___ The required certification is given below, or

(2) ___ Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement, or

(3) ___ Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 18-0988

(e) ___ After the mailing date of either a final action or a notice of allowance, but before payment of the issue fee. Petition hereby is made for consideration of this Statement and the required certification is indicated below.

(1) ___ Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p), or

(2) ___ Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 18-0988.

4. Certification (if applicable)

(a) ___ The undersigned hereby certifies that each item of information contained in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this Statement.

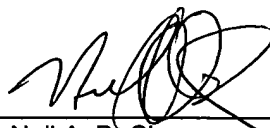
(b) ___ The undersigned hereby certifies that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the undersigned's knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than 3 months prior to the filing of this Statement.

5. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 18-0988.

Respectfully Submitted,

RENNER, OTTO, BOISSELLE & SKLAR, LLP

By



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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence (along with any paper referenced as being attached or enclosed) is being deposited on the below date with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date:

11/13/03


Janet Farr

Form PTO-1449 (Modified) LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	Atty Docket No. YAMAP0398USD	Express Mail No. ER054906053US
	Applicant: Miyamoto et al.	
	Filing Date November 13, 2003	Group

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Sub-class	Filing Date if Appropriate
	4,450,553	05/22/84	Holster et al.	369	275	
	4,670,077	06/02/87	Peeters	156	245	
	4,710,913	12/01/87	Matsushima et al.	369	280	
	4,954,379	09/04/90	Nishida et al.	428	64	
	4,985,289	01/15/91	Kamezaki et al.	428	64	
	4,995,799	02/26/91	Hayashi et al.	425	111	
	5,023,167	06/11/91	Kalyanaraman et al.	430	495	
	5,039,558	08/13/91	Imai et al.	427	162	
	5,059,473	10/22/91	Takahashi et al.	428	162	
	5,128,388	07/07/92	Komori et al.	522	95	
	5,134,604	07/28/92	Nagashima et al.	369	94	
	5,154,957	10/13/92	Yamada et al.	428	64	
	5,202,171	04/13/93	Anezaki et al.	428	64	
	5,227,213	07/13/93	Komori et al.	428	64	
	5,232,505	08/03/93	Novak et al.	118	712	
	5,296,340	03/22/94	Tsukada et al.	430	394	
	5,314,734	05/24/94	Nishida et al.	428	64	
	5,318,653	06/07/94	Toide et al.	156	295	
	5,360,652	11/01/94	Kobayashi et al.	428	64	
	5,470,691	11/28/95	Arai et al.	430	273	
	5,549,952	08/27/96	Arai et al.	428	64.4	
	5,681,634	10/28/97	Miyamoto et al.	428	64.6	
	5,705,247	01/06/98	Arai et al.	428	64.1	
	5,744,193	04/28/98	Kitano	427	162	
	5,800,670	09/01/98	Kitano	156	578	

Examiner Initial	Document Number	Date	Name	Class	Sub-class	Filing Date if Appropriate
	5,843,257	12/01/98	Inouchi	156	74	
	5,876,823	03/02/99	Nagashima	428	64.1	
	5,972,250	10/26/99	Miyamoto et al.	264	1.7	

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Sub-class	Translation	
						Yes	No
	38 40 391 A1	08/06/89	DE				X
	40 41 199 A1	09/07/92	DE				X
	42 35 178 C2	11/11/99	DE				X
	2 004 404 A	28/03/79	UK				
	2 017 379 A	03/10/79	UK				
	0 528 106 B1	24/02/93	EP				X
	0 408 763 B1	23/01/91	EP				
	0 443 522 A2	28/08/91	EP				
	0 706 178 A2	10/04/96	EP				
	57-133532	18/08/82	JP				X
	62-195738	28/08/87	JP			X	
	62-213436	12/10/87	JP			X	
	63-50929	03/03/88	JP			X	
	63-239628	05/10/88	JP			X	
	63-119040	23/05/88	JP			Abstract	
	63-9046	14/01/88	JP			X	
	63-275052	11/11/88	JP			X	
	63-63146	19/03/88	JP			X	
	1-133227	11/09/89	JP			X	
	2-94040	04/04/90	JP			X	
	2-21438	24/01/90	JP			X	
	2-249150	04/10/90	JP				X
	3-209642	12/09/91	JP				X
	3-209640	09/12/91	JP			Abstract	
	3-51782	03/06/91	JP				X
	4-10242	14/01/92	JP			X	

Examiner Initial	Document Number	Date	Country	Class	Sub-class	Translation	
						Yes	No
	4-271031	28/09/92	JP			Abstract	
	5-20714	29/01/93	JP			X	
	6-274940	30/09/94	JP			Partial	
	6-327577	29/11/94	JP			X	
	6-131704	13/05/94	JP			X	
	7-50035	21/02/95	JP			Partial	

OTHER ART

Examiner Initial	Author, Title, Date, Pertinent Pages, etc.
	Office Action dated February 14, 2000 issued by Chinese Patent Office relative to Chinese Patent Application No. 96102425.9.
	Office Action dated August 22, 2002 issued by Japanese Patent Office relative to Japanese Patent Application No. H08-027098.
	Korean Patent Application No. 94-8469 and English translation thereof.
	Korean Office Action dated October 28, 1998, issued in Korean Patent Application No. 96-3660, and English translation thereof.
	Korean Office Action dated April 27, 1999, issued in Korean Patent Application No. 96-3660, and English translation thereof.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Information Disclosure Statement PTO-1449 (Modified)

The identification of any reference is not intended to be, and should not be understood as being, an admission that such publication, in fact, constitutes "prior art" within the meaning of applicable law since, for example, a given reference may have a later effective date than first seems apparent or the reference may have an effective date which can be antedated. The "prior art" status of any reference is a matter to be resolved during prosecution.

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